

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
Criminal No. 10-58 (RHK/JJG)

|                           |   |                   |
|---------------------------|---|-------------------|
| UNITED STATES OF AMERICA, | ) |                   |
|                           | ) |                   |
| Plaintiff,                | ) | AMENDED           |
|                           | ) | PRELIMINARY ORDER |
| v.                        | ) | OF FORFEITURE     |
|                           | ) |                   |
| YEM NGUYEN,               | ) |                   |
|                           | ) |                   |
| Defendant.                | ) |                   |

Based on the United States' Motion for an Amended Preliminary Order of Forfeiture;  
on the Plea Agreement entered into between the United States and Defendant Yem Nguyen;  
on the Court having found that certain property is subject to forfeiture pursuant to 18 U.S.C.  
§ 2253(a); and on the Court's determination that, based on the Plea Agreement entered into  
by the Defendant and based on all of the files and records of this proceeding, the Government  
has established the requisite nexus between such property and the offense to which the  
Defendant has pled guilty,

**IT IS HEREBY ORDERED** that:

1. the following property is forfeited to the United States pursuant to 18 U.S.C.  
§ 2253(a):
  - a. Compaq Presario R3000 Laptop, serial number CND45104RH; and
  - b. any and all visual depictions described in section 2251, 2251A, 2252  
and 2252A of chapter 110, and other matter which contains any such  
visual depictions;
2. the Attorney General or his authorized designee may seize the foregoing  
property and maintain custody and control of the property pending the entry of a Final Order

of Forfeiture;

3. the United States shall, pursuant to 21 U.S.C. § 853(n)(1), as incorporated by 18 U.S.C. § 2253(b) publish and give notice of this Order and its intent to dispose of the foregoing property in such manner as the Attorney General may direct;

4. pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) and (B), this Amended Preliminary Order of Forfeiture shall become final as to the Defendant at the time of sentencing, and shall be made a part of the sentence and included in the judgment;

5. following the Court's disposition of all petitions filed pursuant to 21 U.S.C. § 853(n)(2) or, if no petitions are filed, following the expiration of the time period specified within which to file such petitions, the United States shall have clear title to the foregoing property and may warrant good title to any subsequent purchaser or transferee; and

6. this Court shall retain jurisdiction to enforce this Order, and to amend it as necessary pursuant to Fed. R. Crim. P. 32.2(e).

Dated: December 2, 2010

s/Richard H. Kyle  
RICHARD H. KYLE  
United States District Judge